

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>	Attorney Docket No.	2599-104-C2
	First Inventor	Kelly G. Ammann et al.
	Title	INCUBATOR FOR USE IN AN AUTOMATED DIAGNOSTIC ANALYZER

☒ **Assignee Information:** Gen-Probe Incorporated, 10210 Genetic Center Drive, San Diego, California 92121

<b>APPLICATION ELEMENTS</b> See MPEP Chapter 600 concerning utility patent application contents	ADDRESS TO: <b>Assistant Commissioner of Patents Box Patent Application Washington, DC 20231</b>
1. <input checked="" type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i>	7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program
2. <input type="checkbox"/> Applicant claims small entity status	8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission
3. <input checked="" type="checkbox"/> Specification Total pages <u>90</u> <i>(preferred arrangement set forth below)</i>	a. <input type="checkbox"/> Computer Readable Form (CRF)
- Descriptive title of the invention	b. Specification Sequence Listing on:
- Cross references to Related Applications	i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or
- Statement Regarding Fed sponsored R&D	ii. <input type="checkbox"/> paper
- Reference to sequence listing, a table or a computer program listing appendix	c. <input type="checkbox"/> Statement verifying identity of above copies
- Background of the Invention	<b>ACCOMPANYING APPLICATION PARTS</b>
- Brief Summary of the Invention	9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))
- Brief Description of the Drawings	10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i>
- Detailed Description	<input type="checkbox"/> Power of Attorney
- Claims	11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i>
- Abstract of the Disclosure	12. <input checked="" type="checkbox"/> Information Disclosure Statement /PTO 1449
<input checked="" type="checkbox"/> Drawing(s) (35 USC 113) Total sheets <u>46</u>	<input type="checkbox"/> Copies of IDS Citations
<input checked="" type="checkbox"/> Oath or Declaration Total pages <u>4</u>	13. <input type="checkbox"/> Preliminary Amendment
a. <input type="checkbox"/> Newly executed (original or copy)	14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i>
b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i>	15. <input type="checkbox"/> Certified Copy of Priority Document(s)
<b>[Note Box 5 below]</b>	16. <input type="checkbox"/> Request and Certification under 35 U.S.C. 122(b)(2)(B)(i)
i. <input checked="" type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)	17. <input checked="" type="checkbox"/> Other: • Associate power of Attorney and Change of Correspondence Address • Statement under 37 CFR 1.63(d)(2)
6. <input checked="" type="checkbox"/> Application Data Sheet	

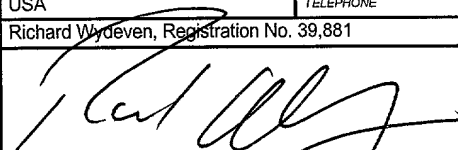
18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below or in an application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: **09/985,064**

Prior application information: Examiner Unknown Group Art Unit 1631

For CONTINUATION OR DIVISIONAL APPS only The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts

Customer Number or Bar Code Label: **6449**

ADDRESS	Rothwell, Figg, Ernst & Manbeck Suite 701-East, 555 13th Street, N.W.				
CITY	Washington	STATE	DC	ZIP CODE	20004
COUNTRY	USA	TELEPHONE	202-783-6040	FAX	202-783-6031
NAME	Richard Wydeven, Registration No. 39,881				
SIGNATURE				DATE	02/13/02

<b>FEE TRANSMITTAL</b> <b>for FY 2001</b>  <b>(Large Entity)</b>	Complete if Known		
	Application Number	Continuation of Serial No. 09/985,064	
	Filing Date	Concurrently Herewith	
	First Named Inventor	Kelly G. AMMANN et al.	
	Group Art Unit	Unknown	
	Examiner Name	Unknown	
Total Amount of Payment	(\$ 920.00)	Attorney Docket Number	2599-104.C2

**METHOD OF PAYMENT (check one)**

1. ☒ The Commissioner is hereby authorized to charge the additional claims fees, as well as any other additional fees, and credit any overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck
- ☒ Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☐ Applicant claims small entity status
2. ☒ Payment Enclosed:
- ☒ Checks (for basic filing fee and excess claims)
- ☐ Credit Card

**FEE CALCULATION**
**1. FILING FEE**

Fee Code	Fee Paid	Fee Description	Fee Paid
101	740	Utility Filing Fee	[ 740.00]
106	330	Design Filing Fee	[ ]
107	510	Plant Filing Fee	[ ]
108	740	Reissue Filing Fee	[ ]
114	160	Provisional Filing Fee	[ ]

**SUBTOTAL \$ 740.00**
**2. CLAIMS**

	Extra Claims	Fee	Fee Paid
Total Claims	30 - 20" = 10	x \$ 18.00 =	[ 180.00]
Independent Claims	2 - 3" = 0	x \$ 84.00 =	[ 0.00]
Multiple Dependent Claims		+ \$ 280.00	[ 0.00]

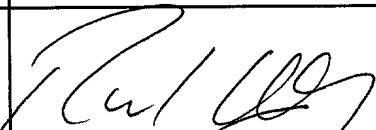
"or number previously paid, if greater;

**SUBTOTAL \$ 180.00**
**FEE CALCULATION (continued)**
**3. ADDITIONAL FEES**

Fee Code	Fee Paid	Fee Description	Fee Paid
105	130	Surcharge - late filing fee or oath	[ ]
127	50	Surcharge - late provisional filing fee or cover sheet	[ ]
139	130	Non-English specification	[ ]
147	2,520	For filing a request for reexamination	[ ]
112	920	Requesting publication of SIR prior to Examiner action	[ ]
113	1,840*	Requesting publication of SIR after Examiner action	[ ]
115	110	Extension for reply within first month	[ ]
116	400	Extension for reply within second month	[ ]
117	920	Extension for reply within third month	[ ]
118	1,440	Extension for reply within fourth month	[ ]
128	1,960	Extension for reply within fifth month	[ ]
119	320	Notice of Appeal	[ ]
120	320	Filing a brief in support of an appeal	[ ]
121	280	Request for Oral Hearing	[ ]
138	1,510	Petition to institute a public use proceeding	[ ]
140	110	Petition to revive -unavoidable	[ ]
141	1,280	Petition to revive - unintentional	[ ]
142	1,280	Utility issue fee (or reissue)	[ ]
143	460	Design issue fee	[ ]
144	620	Plant issue fee	[ ]
122	130	Petitions to the Commissioner	[ ]
123	50	Processing fee under 37 CFR 1.17(q)	[ ]
126	180	Submission of Information Disclosure Statement	[ ]
581	40	Recording each patent assignment per property (times number of properties)	[ ]
146	740	Filing a submission after final rejection (37 CFR.129(a))	[ ]
149	740	For each additional invention to be examined(37 CFR 1.129(b))	[ ]
179	740	Request for Continued Examination (RCE)	[ ]
169	900	Request for expedited examination of a design application	[ ]
195	300	Publication fee for early, voluntary, or normal publication	[ ]
196	300	Publication fee for republication	[ ]
089	200	Filing application for patent term adjustment	[ ]
090	400	Request for reinstatement of term reduced	[ ]
		Other fee (specify)	[ ]

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL \$ 0.00**

SUBMITTED BY:				Complete (if applicable)	
NAME AND REG. NUMBER	Richard Wydeven, Registration No. 39,881				
SIGNATURE		DATE	02/13/02 <del>02/12/02</del>	DEPOSIT ACCOUNT USER ID	02-2135